

May 31, 2023

**VIA ECF**

Honorable Jesse M. Furman  
United States District Judge  
Southern District of New York  
40 Foley Square  
New York, New York 10007

**RE: Allen et al. v. City of New York, et al.; Docket No. 1:19-cv-03786 (JMF)(OTW)**

Dear Judge Furman:

We write jointly to update Your Honor regarding the referral for settlement and to request a brief extension of the filing deadlines for parties' motions for summary judgment.

After Your Honor referred this matter to Magistrate Judge Wang for settlement, parties engaged in three (3) settlement conferences on March 9<sup>th</sup>, April 4<sup>th</sup>, and May 17<sup>th</sup>. While a settlement has not been reached, parties agreed to engage in further settlement discussions after the Court rules on the' cross-motions for summary judgment and to preclude expert testimony. As such, parties jointly request the following extension of the briefing schedule of said motions:

- Plaintiffs' motions will be filed no later than September 12, 2023;
- Defendants' opposition and cross-motion papers will be filed no later than forty-five (45) days after Plaintiffs' motions are filed;
- Plaintiffs' reply to their motion and opposition to Defendants' cross-motion will be filed no later than thirty (30) days after Defendants' cross-motion and opposition;
- Defendants' reply will be filed no later than fourteen (14) days after Plaintiffs' opposition to Defendants' cross-motion is filed.

This is the second request for an extension of these deadlines. Thank you in advance for your time and attention to this matter.

Respectfully Submitted,

/s/ Erica T. Healey-Kagan  
Erica T. Healey-Kagan

The Kurland Group  
85 Broad Street, 28<sup>th</sup> Floor  
New York, NY 10004  
Telephone: (212) 253-6911  
[kagan@kurlandgroup.com](mailto:kagan@kurlandgroup.com)  
*Attorneys for Plaintiffs*

/s/ Kimberly K. Brown  
Kimberly K. Brown  
Assistant Corporation Counsel  
New York City Law Department  
100 Church Street  
New York, NY 10007  
Telephone: (212) 356-1104  
[kibrown@law.nyc.gov](mailto:kibrown@law.nyc.gov)  
*Attorneys for Defendants*